(1) 16/9/

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IN THE HIGH COURT OF JUDICATURE AT BILASPUR CHHATTISGARH

Division Bench

MISELLANEOUS APPEAL (C) NO. - 87 OF 2007

(MEMORANDUM OF APPEAL UNDER SECTION 173 OF THE MOTOR VEHICLES ACT, 1988)

APPELLANTS
CLAIMANTS

1. **Vishnu Prasad Tiwari**, aged about 46 years, S/o Late Hiralal Tiwari

2. **Smt. Kamodani Bai Tiwari**, aged about 40 years , W/o Vishnu Prasad Tiwari

Both R/o- Village – Charbhata , Post Office- Kodwa, Mungeli, District Bilaspur (C.G.)

VERSUS

RESPONDENTS
NON-CLAIMANTS

1. Surajdev Rai S/o Lt. Badanram Ravidas aged about 28 years, R/o- Amraiya, Korba, Police Station – Korba, District- Korba (C.G.)
Original Address - R/o- Didsul, Police Station – Rella, District Gadhwa (Jharkhand) (Vehicle driver)

P.R. No. 39 dated 13/11/07 Presented by Shri D.V. Mahalwar Advocate

2. Jasbir Kour through Indrajeet Chawla, S/o Dilip Singh Chawla, Attorney Holder Smt. Jasbir Kour, R/o – Gurunanak Nagar, Telibandha, Raipur District- Raipur (C.G.) (Vehicle owner)

3. The National Insurance Company Limited, through Divisional Office, Divisional Manager, Mobin Mahal, G.E. Road, Raipur, Tehsil & District- Raipur (C.G.) (Insurance Company)

MEMORANDUM OF APPEAL UNDER SECTION 173 OF THE MOTOR VEHICLES ACT, 1988

XI-HC-78

उच्च न्यायालय, छत्तीसगढ़, बिलासपुर

मामला क्रमांक M.A.(C).P.A.No. 3438/06 MA(C)07 **सन् 2007**

आदेश पत्रक (पूर्वानुबद्ध)

आदेश का दिनांक तथा आदेश क्रमांक	हस्ताक्षर सहित आदेश	कार्यालयीन मामलों में डिप्टी रजिस्ट्रार के अन्तिम आदेश

DB : HON'BLE SHRI VIJAY KUMAR SHRIVASTAVA AND HON'BLE SHRI DHIRENDRA MISHRA, JJ

3-1-2007

Shri Shivendu Pandya, Advocate for the appellants.

None appears for the respondents.

Learned counsel for the appellants prays for withdrawal of this appeal with liberty to take appropriate remedy available under the law and prays to return the certified copy of the impugned order annexed along with the appeal.

Considered.

Certified copy of the impugned order be returned to counsel for the appellant on substitution by photocopy of the same within 15 days from today.

The appeal is dismissed as withdrawn with aforesaid liberty.

Certified copy as per rules.

Sd/-
V.K. Shrivastava
Judge

Sd/-
Dhirendra Mishra
Judge

P/—

P.T.O.